

FEB 02 2007

PTO/SB/26 (09-06)

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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

14068-00090-US

In re Application of: Hartwig Schlesiger et al.

Application No.: 09/785,905-Conf. #3662

Filed: February 16, 2001

For: **PROCESS FOR PRODUCING PARTICULATE, WATER-SOLUBLE CELLULOSE  
DERIVATIVES USING A SUPERHEATED GAS MIXTURE CONTAINING STEAM**

The owner, Wolff Walsrode AG, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent No. 6,509,461

and 6,880,772 collectively referred to as "prior patents" as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patents are presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patents, "as the term of said prior patents are presently shortened by any terminal disclaimer," in the event that said prior patents later:

- expire for failure to pay a maintenance fee;
- are held unenforceable;
- are found invalid by a court of competent jurisdiction;
- are statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- have all claims canceled by a reexamination certificate;
- are reissued; or
- are in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 35,646

Ashley I. Pezzner  
Signature

1/31/07  
Date

Ashley I. Pezzner  
Typed or printed name

(302) 658-9141  
Telephone Number

- ☐ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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PTO/SB/98 (08-06)

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Wolff Walsrode AGApplication No./Patent No.: 09/785905Filed/Issue Date: February 16, 2001Entitled: PROCESS FOR PRODUCING PARTICULATE, WATER-SOLUBLE CELLULOSE DERIVATIVES  
USING A SUPERHEATED GAS MIXTURE CONTAINING STEAMWolff Walsrode AG

(Name of Assignee)

, a

corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

In the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011608, Frame 0932, or a true copy of the original assignment is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11. (NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Ashley I. Pezzner  
Signature of1/31/07  
DateAshley I. Pezzner  
Printed or Typed Name(302) 658-9141  
Telephone NumberAuthorized Signer for Assignee  
Title

PTO/SB/89 (09-08)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Wolff Walsrode AG**RECEIVED  
CENTRAL FAX CENTER**Application No./Patent No.: 6,509,481Filed/Issue Date: January 21, 2003**FEB 02 2007**Entitled: PROCESS FOR PRODUCING PARTICULATE, WATER-SOLUBLE CELLULOSE DERIVATIVES  
USING A SUPERHEATED GAS MIXTURE CONTAINING STEAMWolff Walsrode AG  
(Name of Assignee), a corporation  
(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
  2. ☐ an assignee of less than the entire right, title and interest.  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)
- in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011813 ,  
Frame 0213 , or a true copy of the original assignment is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

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The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_ , Frame \_\_\_\_\_ , or for which a copy thereof is attached.
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The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_ , Frame \_\_\_\_\_ , or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_ , Frame \_\_\_\_\_ , or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.  
(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO.)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Ashley I. Pezzner  
Signature1/31/07  
DateAshley I. Pezzner  
Printed or Typed Name(302) 658-9141  
Telephone NumberAttorney for Assignee  
Title

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**STATEMENT UNDER 37 CFR 3.73(b)**

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Applicant/Patent Owner: Wolff Walsrode AG

Application No./Patent No.: 6,880,772 Filed/Issue Date: April 19, 2005

Entitled: PROCESS FOR PRODUCING PARTICULATE, WATER-SOLUBLE CELLULOSE DERIVATIVES  
USING A SUPERHEATED GAS MIXTURE CONTAINING STEAM

Wolff Walsrode AG, a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of less than the entire right, title and interest.  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)  
in the patent application/patent identified above by virtue of either:

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OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

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The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

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Signature

1/31/07  
Date

Ashley I. Pezzner  
Printed or Typed Name

(302) 658-9141  
Telephone Number

Attorney for Assignee  
Title